

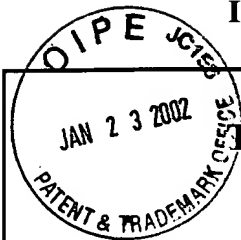
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1614\$

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL
FORM

(to be used for all correspondence after filing)

Total number of Pages in this submission 21

| | |
|----------------------|----------------------|
| Application Number | 09/870,089 |
| Filing Date | May 30, 2001 |
| First Named Inventor | Charles A. NICOLETTE |
| Group Art Unit | 1614 |
| Examiner Name | Unassigned |
| Attorney Docket No. | GZ 2099.00 |

Commissioner for Patents
Washington, D.C. 20231

ENCLOSURES (check all that apply)

- | | | |
|---|--|--|
| <input checked="" type="checkbox"/> FEE TRANSMITTAL FORM | <input type="checkbox"/> ASSIGNMENT PAPERS (FOR AN APPLICATION) | <input type="checkbox"/> AFTER ALLOWANCE COMMUNICATION TO GROUP |
| <input type="checkbox"/> FEE ATTACHED | <input type="checkbox"/> DRAWING(S) | <input type="checkbox"/> APPEAL COMMUNICATION TO BOARD OF APPEALS AND INTERFERENCES |
| <input type="checkbox"/> AMENDMENT/RESPONSE | <input type="checkbox"/> LICENSING-RELATED PAPERS | |
| <input type="checkbox"/> AFTER FINAL | <input type="checkbox"/> PETITION ROUTING SLIP (PTO/SB/60) AND ACCOMPANYING PETITION) | <input type="checkbox"/> APPEAL COMMUNICATION TO GROUP (APPEAL NOTICE, BRIEF, REPLY BRIEF) |
| <input type="checkbox"/> AFFIDAVITS' DECLARATION(S) | <input type="checkbox"/> TO CONVERT A PROVISIONAL APPLICATION | <input type="checkbox"/> PROPRIETARY INFORMATION |
| <input checked="" type="checkbox"/> EXTENSION OF TIME | <input type="checkbox"/> POWER OF ATTORNEY, REVOCATION CHANGE OF CORRESPONDENCE ADDRESS | <input type="checkbox"/> STATUS LETTER |
| <input type="checkbox"/> EXPRESS ABANDONMENT REQUEST | <input type="checkbox"/> TERMINAL DISCLAIMER | <input checked="" type="checkbox"/> ADDITIONAL ENCLOSURE(S) (PLEASE IDENTIFY BELOW): |
| <input type="checkbox"/> INFORMATION DISCLOSURE STATEMENT W/1449 | <input type="checkbox"/> SMALL ENTITY STATEMENT | NOTICE TO COMPLY, SECOND PRELIMINARY AMENDMENT, SUBSTITUTE SEQUENCE LISTING AND MARKED-UP VERSIONS, COMPUTER DISKETTE AND RETURN POSTCARD |
| <input type="checkbox"/> CERTIFIED COPY OF PRIORITY DOCUMENT(S) | <input type="checkbox"/> REQUEST FOR REFUND | |
| <input type="checkbox"/> RESPONSE TO MISSING PARTS/ INCOMPLETE APPLICATION | | |
| <input type="checkbox"/> RESPONSE TO MISSING PARTS UNDER 37 CFR 1.52 OR 1.53 COPY OF PTO-1533 | | |
| <input type="checkbox"/> ISSUE FEE TRANSMITTAL | | |

REMARKS:

MCCUTCHEN, DOYLE, BROWN & ENERSEN LLP
THREE EMBARCADERO CENTER, SUITE 1800
SAN FRANCISCO, CA 94111
TELEPHONE: (650) 849-4050
FACSIMILE: (650) 849-4800

DATE: DECEMBER 17, 2001BY: Antoinette F. Konski

ANTOINETTE F. KONSKI (REG. NO. 34,202)

CERTIFICATE OF MAILING BY "FIRST CLASS MAIL"

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: December 17, 2001

By: Peggy Nichols

Name of person signing: Peggy Nichols


3. The following fees are submitted:

| | TOTAL MONTHS REQUESTED | OTHER THAN SMALL ENTITY | SMALL ENTITY | CALCULATIONS |
|--|--|-------------------------|--------------|--------------|
| a. <input type="checkbox"/> | one month | \$110.00 | \$55.00 | \$ |
| b. <input type="checkbox"/> | two month | \$400.00 | \$200.00 | \$ |
| c. <input checked="" type="checkbox"/> | three month | \$920.00 | \$460.00 | \$ 920.00 |
| d. <input type="checkbox"/> | four month | \$1,440.00 | \$720.00 | \$ |
| e. <input type="checkbox"/> | five month | \$1,960.00 | \$980.00 | \$ |
| f. <input type="checkbox"/> | An extension for ____ months has already been secured for filing the above-identified communication and the fee paid therefor of \$____ is deducted from the total fee due for the total months of extension now requested. The fee for this extension (\$____), minus the fee previously paid (\$____) equals \$____ (total fee due). | | | \$ |
| TOTAL FEES = | | | | \$920.00 |

- ☒ Conditional Petition for Extension of Time: An extension of time is requested to provide for timely filing if an extension of time is still required after all papers filed with this communication have been considered.
- ☐ A check in the amount of \$ _____ to cover the above fees is enclosed.
- ☒ Please charge Deposit Account No. 50-1189, Docket No. 19442-7215, in the amount of \$920.00 to cover the above-fees. *A duplicate copy of this sheet is enclosed.*
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-1189, Docket No. 19442-7215. *A duplicate copy of this sheet is enclosed.*

DATE: December 17, 2001

Respectfully submitted,

By: 
 Antoinette F. Konski
 Registration No.: 34,202

McCutchen, Doyle, Brown & Enersen, LLP
 Three Embarcadero Center, Suite 1800
 San Francisco, California 94111
 Telephone: (650) 849-4950
 Telefax: (650) 849-4800

Under the Paperwork Reduction Act of 1995, no person is required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL FOR FY 2002

Complete if Known

Application Number **09/870,089**
Filing Date **May 30, 2001**
First Named Inventor **Charles A. NICOLETTE**
Examiner Name **Unassigned**
Group Art Unit **1614**
Attorney Docket No. **GZ 2099.00**

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TOTAL AMOUNT OF PAYMENT

(\$)**920.00**

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

50-1189

Deposit
Account
Name

McCutchen Doyle Brown & Enersen LLP

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

- ☐ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description | Fee Paid |
|----------------------|-----------------------|----------------------|-----------------------|------------------------|----------|
| 101 | 740 | 201 | 370 | Utility filing fee | |
| 106 | 330 | 206 | 165 | Design filing fee | |
| 107 | 510 | 207 | 255 | Plant filing fee | |
| 108 | 740 | 208 | 370 | Reissue filing fee | |
| 114 | 160 | 214 | 80 | Provisional filing fee | |

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|-------------------------------|-----------------|-------------------|----------|
| * - 20** = | * | x | = \$ |
| Independent Claims - 3** = | * | x | = \$ |
| Multiple Dependent | | | = \$ |

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description | Fee Paid |
|----------------------|-----------------------|----------------------|-----------------------|---|----------|
| 103 | 18 | 203 | 9 | Claims in excess of 20 | |
| 102 | 84 | 202 | 42 | Independent claims in excess of 3 | |
| 104 | 280 | 204 | 140 | Multiple dependent claims, if not paid | |
| 109 | 84 | 209 | 42 | **Reissue independent claims over original patent | |
| 110 | 18 | 210 | 9 | **Reissue claims in excess of 20 and over original patent | |

SUBTOTAL (2) (\$)

** or number previously paid, if greater; For reissues, see above.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description | Fee Paid |
|----------------------|-----------------------|----------------------|-----------------------|--|----------|
| 105 | 130 | 205 | 65 | Surcharge - late filing fee or oath | |
| 127 | 50 | 227 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 139 | 130 | 139 | 130 | Non-English specification | |
| 147 | 2,520 | 147 | 2,520 | For filing a request for ex parte reexamination | |
| 112 | 920* | 112 | 920* | Requesting publication of SIR prior to Examiner action | |
| 113 | 1,840* | 113 | 1,840* | Requesting publication of SIR after Examiner action | |
| 115 | 110 | 215 | 55 | Extension for reply within first month | |
| 116 | 400 | 216 | 200 | Extension for reply within second month | |
| 117 | 920 | 217 | 460 | Extension for reply within third month | 920.00 |
| 118 | 1,440 | 218 | 720 | Extension for reply within fourth month | |
| 128 | 1,960 | 228 | 980 | Extension for reply within fifth month | |
| 119 | 330 | 219 | 160 | Notice of Appeal | |
| 120 | 330 | 220 | 160 | Filing a brief in support of an appeal | |
| 121 | 280 | 221 | 140 | Request for oral hearing | |
| 138 | 1,510 | 138 | 1,510 | Petition to institute a public use proceeding | |
| 140 | 110 | 240 | 55 | Petition to revive - unavoidable | |
| 141 | 1,280 | 241 | 640 | Petition to revive - unintentional | |
| 142 | 1,280 | 242 | 640 | Utility issue fee (or reissue) | |
| 143 | 460 | 243 | 230 | Design issue fee | |
| 144 | 620 | 244 | 310 | Plant issue fee | |
| 122 | 130 | 122 | 130 | Petitions of the Commissioner | |
| 123 | 50 | 123 | 50 | Petitions related to provisional applications | |
| 126 | 180 | 126 | 180 | Submission of Information Disclosure Stmt | |
| 581 | 40 | 581 | 40 | Recording each patent assignment per properties (times number of properties) | |
| 146 | 740 | 246 | 370 | Filing a submission after final rejection (37 CFR § 1.129(a)) | |
| 149 | 740 | 249 | 370 | For each additional invention to be examined (37 CFR § 1.129(b)) | |
| 179 | 740 | 279 | 370 | Request for Continued Examination (RCE) | |
| 169 | 900 | 169 | 900 | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)**920.00**

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)

Antoinette F. Kinski

Registration No.
(Attorney/Agent)

34,202

Telephone

(650) 849-4950

Signature

Antoinette F. Kinski

Date

Dec. 17, 2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.